

APR 14 2009

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK
BY: *S. Taylor*
DEPUTY CLERK

SHANNON CAVE,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

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Criminal Action No. 7:03-CR-00157

2255 MEMORANDUM OPINION

By: Hon. James C. Turk
Senior United States District Judge

In accordance with the accompanying Memorandum Opinion entered this day, it is hereby

ADJUDGED AND ORDERED

that the Respondent's motion for summary judgment (Dkt. No. 117) is **GRANTED**, and the Petitioner's 28 U.S.C. § 2255 motion (Dkt. No. 106) is **DENIED**.

The Clerk is directed to strike the case from the active docket of the Court, and send copies of this Final Order and the accompanying Memorandum Opinion to the Petitioner and counsel of record for the Respondent.

ENTER: This 13th day of April, 2009

James C. Turk

Senior United States District Judge